

EASEMENT VACATION

11/2/70

Lots 1 & 2, Bl. 1, Lake Edina Addn.

3862628

Filed 12/18/70  
2:30 p.m.



## Village of Edina

4801 WEST FIFTIETH STREET • EDINA, MINNESOTA 55424

927-8861

### RESOLUTION VACATING DRAINAGE EASEMENT

WHEREAS, two weeks' published, posted and mailed notice of a Hearing to be held on November 2, 1970, at 7:00 p.m., on the proposed vacation of the drainage easement hereinafter described has been given and made and a hearing has been held thereon by the Edina Village Council:

NOW, THEREFORE, be it resolved by the Village Council of the Village of Edina, Hennepin County, Minnesota, that the following described drainage easement in Lake Edina Addition, as shown on recorded plat thereof, Hennepin County, Minnesota, be and is hereby vacated effective December 8, 1970, unless on or before said date this resolution is amended, annulled or rescinded by the Village Council:

Drainage easement in the East 5' of Lot 1, Block 1, Lake Edina Addition, and the West 5' of Lot 2, Block 1, Lake Edina Addition, except those portions described as drainage easement and utility easement on record plat of Lake Edina Addition Block 1 Replat.

DATED this 2nd day of November, 1970

STATE OF MINNESOTA )  
COUNTY OF HENNEPIN ) SS  
VILLAGE OF EDINA )

### CERTIFICATE OF VILLAGE CLERK

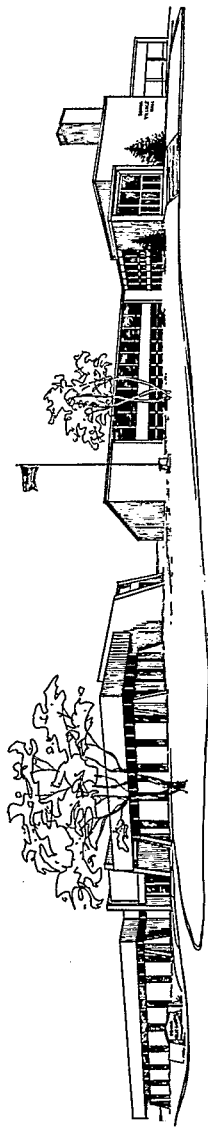
I, the undersigned duly appointed and acting Village Clerk for the Village of Edina, do hereby certify that the attached and foregoing resolution is a true and correct copy of a resolution duly adopted by the Edina Village Council at its regular meeting held November 2, 1970, and as recorded in the Minutes of said regular meeting, and that said resolution has not been amended, annulled or rescinded by the Village Council.

WITNESS my hand and seal of said Village this 9th day of December, 1970.

Dorlene B. Hallberg  
Village Clerk

# Village of Edina

4801 WEST FIFTIETH STREET • EDINA, MINNESOTA 55424



December 9, 1970

Mr. Thomas S. Erickson  
2400 First National Bank Bldg.  
Minneapolis, Minn. 55402

Dear Tom:

Enclosed are three copies each of resolutions adopted on November 2, 1970, approving the vacation of a drainage easement in Lots 1 and 2, Lake Edina Addition, and in Lot 1, Block 1, Davies 1st Addition.

Will you please see that these documents are filed?

Yours very truly,

Village Clerk

enclosures

RESOLUTION VACATING DRAINAGE EASEMENT

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DATED this 2nd day of November, 1970

STATE OF MINNESOTA )  
COUNTY OF HENNEPIN ) SS  
VILLAGE OF EDINA )

CERTIFICATE OF VILLAGE CLERK

I, the undersigned duly appointed and acting Village Clerk for the Village of Edina, do hereby certify that the attached and foregoing resolution is a true and correct copy of a resolution duly adopted by the Edina Village Council at its regular meeting held November 2, 1970, and as recorded in the Minutes of said regular meeting, and that said resolution has not been amended, annulled or rescinded by the Village Council.

WITNESS my hand and seal of said Village this 9th day of December, 1970.

\_\_\_\_\_  
Village Clerk

STATE OF MINNESOTA )  
COUNTY OF HENNEPIN ) SS.  
VILLAGE OF EDINA )

CERTIFICATE OF MAILING NOTICE

I, the undersigned, being the duly qualified acting Village Clerk of the Village of Edina, Minnesota, hereby certify that on the following date October 16, 19 70, acting on behalf of said Village I deposited in the United States mail copies of the attached

NOTICE OF PUBLIC HEARING - EASEMENT VACATION - LAKE EDINA ADDN. BLOCK 1 REPLAT (Exhibit A), enclosed in sealed envelopes, with postage thereon duly prepaid, addressed to the persons at the addresses as shown on the mailing list (Exhibit B) attached to the original hereof, which list is on file in my office, said persons being those appearing on the records of the County Auditor as owners of the property listed opposite their respective names, as of a date 14 days prior to the date of the hearing; and that I also sent said notice to the following corporations at the indicated addresses whose property is exempt from taxation and is therefore not carried on the records of said County Auditor.

Name

Address

WITNESS my hand and the seal of said Village this 16 day of

Oct, 19 70

Clarence B. Hallberg  
Edina Village Clerk

VILLAGE OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARINGS  
ON EASEMENT VACATIONS

EDINA VILLAGE COUNCIL will meet Monday, November 2, 1970, at 7:00 p.m. in the Edina Village Hall, 4801 W. 50th Street, and will at said time and place consider the proposed vacations of the easements described as follows:

Utility easement in the West 10' of the East 25' of Lot 1, Block 1, Devico 1st Addition; and

Drainage easement in the East 5' of Lot 1, Block 1, Lake Edina Addition, and the West 5' of Lot 2, Block 1, Lake Edina Addition, except those portions described as drainage easement and utility easement on record plat of Lake Edina Addition Block 1 Replat.

All objections and recommendations will be heard at said Meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

FLORENCE B. HALLBERG  
Village Clerk

October 16, 1970

# Mailing List - Notice of Public Hearing Easement Vacation

Lake Edina Addn. Block 1 Repeat

Bl 1 L 1 Charles R. Stevens - 4820 Lockspur La.

2 W. L. F. Leaten - 6704 Washburn Ave. So.  
Richard F. Lindholm - 4812 Lockspur  
Lane

Mpls. Gas Co.

N-S. P.

NW Bell





ELK RIVER CONCRETE PRODUCTS  
DIVISION OF THE CRETEX COMPANIES, INC.



154 Oakwood Rd.  
Hopkins, Minn. 55343  
(612) 938-2646

Harry T. Callinan

Plant: 881-2615

OFFICE: 650 Builders Exchange  
(612) 336-2678

4812 Lakespur Lane

Don Sorenson

332-5519

Wants

Resolution vacating all  
unused drainage easements  
on previous plat

L 2 B, Lake Eden, Re  
W67

Sept 17, 70

Bab - will you check this  
description for me, please?  
Therence

## Vacation of Drainage Easement

The East 5' of lot 1 Block 1 Lake Edina Add'n. and

The West 5' of lot 2 Block 1 Lake Edina Add'n

except those portions ~~that is~~ described as Drainage easement  
and utility easement on record plat of Lake Edina Add'n Block 1 Replat.

OK

2/1/00

STATE OF MINNESOTA )  
COUNTY OF HENNEPIN, ) ss  
VILLAGE OF EDINA )

CERTIFICATE OF  
POSTING NOTICE

I, the undersigned duly appointed and acting Police Patrolman for the Village of Edina, County of Hennepin, State of Minnesota, do hereby certify that I have, this date, posted copies of the attached and foregoing

NOTICE OF EASEMENT VACATION - Lake Edina Addition Block 1 Replat.  
on three official Village Election Boards, as follows: 1. Village Hall,  
4801 W. 50th Street 2. 50th and France Business Area (3922 W. 50th St.)  
3. Arundson Avenue Shopping Center.

Dated Oct 16, 1970

Signed William K. Brown #23  
Police Patrolman

Signed and sworn to before me, a Notary Public  
in and for Hennepin County, Minnesota, this, the  
16 day of Oct, 1970.

Dwence E. Hallberg

VILLAGE OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424

**NOTICE OF PUBLIC HEARINGS  
ON EASEMENT VACATIONS**

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All objections and recommendations will be heard at said Meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

FLORENCE B. HALLBERG  
Village Clerk

(Official Publication)

VILLAGE OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARINGS  
ON EASEMENT VARIATIONS

EDINA VILLAGE COUNCIL will meet Monday, October 19, 1970, at 7:00 p.m. in the Edina Village Hall, 4801 W. 50th Street, and will at said time and place consider the proposed variations of the easements described as follows:

Utility easement in the West 10' of the East 25' of Lot 1, Block 1, Davies lot Addition; and

Drainage easement in the East 5' of Lot 1, Block 1, Lake Edina Addition, and the West 5' of Lot 2, Block 1, Lake Edina Addition, except those portions described as drainage easement and utility easement on record plat of Lake Edina Addition Block 1 Replat.

All objections and recommendations will be heard at said Meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

FLORENCE B. HALLBERG  
Village Clerk

Please publish in the Edina Sun on October 1, 1970.  
Please send us two Affidavits of Publication.  
Please send us ten clippings.

**(Official Publication)**

**VILLAGE OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424**

**NOTICE OF PUBLIC HEARINGS  
ON EASEMENT VACATIONS**

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**BY ORDER OF THE EDINA VILLAGE COUNCIL.**

**FLORENCE B. HALLBERG  
Village Clerk**

**Please publish in the Edina Sun on October 1, 1970.  
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VILLAGE OF EDINA  
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BY ORDER OF THE EDINA VILLAGE COUNCIL.

FLORENCE B. HALLBERG  
Village Clerk

October 2, 1970

MINNEGASCO HAS NO FACILITIES IN EITHER  
OF THE ABOVE & DOES NOT OBJECT TO  
THEIR VACATION

*W. F. Schram*  
10/25/70



SUN NEWSPAPERS  
AFFIDAVIT OF PUBLICATION  
EDINA SUN

6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota } ss.  
County of Hennepin }

J. R. RITCHAY, being duly sworn, on oath says he is and during all times here stated has been the vice president and printer of the newspaper known as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Bloomington in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours to the business of the newspaper and business related thereto. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1968 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Notice of hearing  
hereto attached as a part hereof was cut from the columns of said newspaper, and was printed

and published therein in the English language, once each week, for 1 successive weeks;

that it was first so published on Thurs. the 1st day of Oct., 19 70

and was thereafter printed and published on every \_\_\_\_\_ to and including

\_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_ and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz  
abcdefghijklmnopqrstuvwxyz

JR Ritchay

Subscribed and sworn to before me this 1st day of October, 1970

(Notarial Seal)

Alice J. Nelson  
Alice J. Nelson, Notary Public, Hennepin County, Minn.

My Commission Expires December 26, 1973

(Official Publication)  
VILLAGE OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424  
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East 25' of Lot 1, Block 1, Davies 1st  
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Drainage easement in the East 5' of Lot  
1, Block 1, Lake Edina Addition, and the  
West 5' of Lot 2, Block 1, Lake Edina  
Addition, except those portions described  
as drainage easement and utility ease-  
ment on record plat of Lake Edina Addi-  
tion Block 1 Replat.  
All objections and recommendations will be  
heard at said Meeting.  
BY ORDER OF THE EDINA VILLAGE  
COUNCIL.  
FLORENCE B. HALLBERG  
Village Clerk  
(Oct. 1, 1970)—ED-2A-10C

(Official Publication)  
VILLAGE OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424  
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COUNCIL.  
FLORENCE B. HALLBERG  
Village Clerk  
(Oct. 1, 1970)—ED-2A-10C





# SUN NEWSPAPERS

## AFFIDAVIT OF PUBLICATION

# EDINA SUN

6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota }  
County of Hennepin } ss.

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### Notice of hearing

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that it was first so published on Thurs. the 1st day of Oct., 1970

and was thereafter printed and published on every \_\_\_\_\_ to and including

the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

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J. R. Ritchay

Subscribed and sworn to before me this 1st day of October, 1970

(Notarial Seal)

Alice J. Nelson  
Alice J. Nelson, Notary Public, Hennepin County, Minn.

My Commission Expires December 26, 1973

(Official Publication)  
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4801 W. 50TH STREET  
EDINA, MINNESOTA 55424  
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East 25' of Lot 1, Block 1, Davies 1st  
Addition; and  
Drainage easement in the West 10' of Lot  
1, Block 1, Lake Park Addition, and the  
West 5' of Lot 1, Block 1, Edina Addi-  
tion, excepting the easement described  
as drainage easement in the Edina Addi-  
tion Block 1, Davies 1st Addition.  
All objections and recommendations will be  
heard at said Meeting.  
BY ORDER OF THE EDINA VILLAGE  
COUNCIL.  
FLORENCE B. HALLBERG  
Village Clerk  
(Oct. 1, 1970)—ED-2A-10C

**SORENSEN & SORENSEN**  
**ATTORNEYS AT LAW**  
270 Pillsbury Bldg.—Northstar Center  
608 Second Avenue South  
Minneapolis, Minnesota 55402

Harold J. Sorensen  
Donald J. Sorensen

September 17, 1970.

Village of Edina  
4801 West Fiftieth Street  
Edina, Minnesota 55424

Attention: Warren Hyde, Village Manager

Re: Lot 2, Block 1, Lake Edina Addition Block One Replat  
4812 Larkspur Lane, Edina

Gentlemen:

On May 28 of this year I wrote you a letter regarding the above captioned matter and requested that the old drainage easement be removed by council resolution. Today I contacted Mr. Hyde who didn't recall receiving my correspondence therefore, I am herewith enclosing a copy of that letter and request that you take action at your earliest convenience. We would appreciate being informed when this matter had been resolved.

Yours very truly,

SORENSEN & SORENSEN

By: 

DJS/dmh  
Enclosure

May 28, 1970

Village of Edina  
4801 West Fiftieth Street  
Edina, Minnesota 55424

Attention: Warren Hyde, Village Manager

Re: Lot 2, Block 1, Lake Edina Addition Block One Replat

4812 Larkspur Lane, Edina

Gentlemen,

This office represents Richard F. Lindholm and Sheryl D. Lindholm who yesterday completed the purchase of the above captioned property from Woodrow L. Floten and Alice M. Floten. In examining the abstract of title to the property prior to closing, we noticed an irregularity regarding some drainage easements.

The present lot is a replat of parts of Lots 1, 2 and 3, Block 1 and vacated street in the plat of Lake Edina Addition. In that plat, Lot 2 was a pie shaped lot which had one-half of a ten foot drainage easement along its westerly border. In the replatting of that property, Lot 2 was made more rectangular in shape and a new ten foot drainage easement was granted along its northwesterly border (among other changes), but the previously platted drainage easement was never removed.

We request that the village council make the appropriate resolutions removing the old drainage easement. If you have any questions, please call. Thank you for your attention to this matter.

Yours very truly,

SORENSEN & SORENSEN

By:

DJS/dmh